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OFFICE OF PETITIONS

In re Application of

Auslander, et al.

Application No. 10/692,569

Filed: October 24, 2003

Attorney Docket No. F-736

DECISION ON PETITION

This is a decision on the petition under 37 CFR 1.181(a) to withdraw the holding of abandonment, filed May 7, 2008.

The petition under 37 CFR 1.181(a) to withdraw the holding of abandonment is granted.

This application was held abandoned on August 7, 2007, after it was believed that no response was received to the Notice of Non-Compliant Amendment mailed July 6, 2007, which set a shortened period for reply of one (1) month from its mailing date. Extensions of the time set for reply were available pursuant to 37 CFR 1.136(a). A Notice of Abandonment was mailed on March 20, 2008, indicating that a reply was not received.

A review of the record reveals that a Corrected Appeal Brief was received on July 10, 2007, as evidenced by a review of the application file record. Based on the aforementioned, it appears that the application was improperly held abandoned as a response was received prior to expiration of the period for reply. The holding of abandonment is withdrawn, accordingly.

The application file is being forwarded Technology Center 2800, GAU 2876, for further processing.

Further inquiries regarding this decision may be directed to the undersigned at (571) 272-3222.

Kenya A. McLaughlin
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Office of Petitions